



#9

PATENT

Customer No. 22,852

Old Attorney Docket No. 04734.0004

New Attorney Docket No. 02481.1830

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Hartmut STROBEL et al.)
Application No.: 10/073,307) Group Art Unit: 1624
Filed: February 13, 2002) Examiner: D. Rao
For: ACYLATED 1,2,3,4-)
TETRAHYDRONAPHTHYL)
AMINES AND THEIR USE AS)
PHARMACEUTICAL AGENTS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provision of 37 C.F.R. § 1.97(c), this Information Disclosure Statement is accompanied by a fee of \$180.00 as specified in Section 1.17(p).

Copies of the listed documents are enclosed, including all documents cited in a search report from the European Patent Office in a corresponding application, except

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com

09/24/2003 AOSHAN1

0000005 10073307

02 FC:1806

180.00 OP

U.S. Patent Application No.: 10/073,307
Old Attorney Docket No.: 04734.0004
New Attorney Docket No.: 02481.1830

those, which have been considered by the Examiner on record. Further, a copy of the search report is enclosed.

Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 22, 2003

By:


Ningling Wang
Reg. No. 52,412

FINNEGAN
HENDERSON
FARABOW
GARRETT &
DUNNER LLP

1300 I Street, NW
Washington, DC 20005
202.408.4000
Fax 202.408.4400
www.finnegan.com